

Bureau of Health Care Quality and Compliance

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: NVS4584HHA	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED 04/29/2011
NAME OF PROVIDER OR SUPPLIER CHISAL HOME HEALTH AGENCY		STREET ADDRESS, CITY, STATE, ZIP CODE 6230 MCCLEOD DRIVE, SUITE #100 LAS VEGAS, NV 89120		
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
H 00	<p>INITIAL COMMENTS</p> <p>This Statement of Deficiencies was generated as a result of a Focused State Relicensure survey conducted in your facility on 04/28/11 and finalized on 04/29/11, in accordance with Nevada Administrative Code, Chapter 449, Home Health Agencies.</p> <p>The findings and conclusions of any investigation by the Health Division shall not be construed as prohibiting any criminal or civil investigations, actions or other claims for relief that may be available to any party under applicable federal, state or local laws.</p> <p>Three patient records were reviewed. One home visit was conducted. Seven personnel records were reviewed.</p> <p>The following regulatory deficiencies were identified.</p>	H 00		
H141	<p>449.779 Professional Advisory Group</p> <p>2. The professional advisory group must include at least one member who is a practicing physician, one professional registered nurse, representatives from other professional disciplines as indicated by the scope of the agency's program and two members who are representatives of the general public served by the agency. At least one member of the advisory group may not be an owner or employee of the agency. The administrator or his designee shall attend all meetings of the advisory group.</p> <p>This Regulation is not met as evidenced by: Based on interview and document review the agency failed to have two members who were</p>	H141		

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TITLE

(X6) DATE

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

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H141	<p>Continued From page 1</p> <p>representatives of the general public as members of the Professional Advisory Group.</p> <p>On 04/28/11 at 11:00 AM an interview was conducted with the Administrator and Assistant Administrator of the agency who both acknowledged there were no members of the general public serving as community representatives on the Professional Advisory Group since 01/16/10. The Administrator reported the one community representative resigned in 2010 and had not been replaced. The Administrator confirmed the Professional Advisory Group had not been meeting on a biannual basis and the last meeting of the group was held on 01/16/10.</p> <p>A review of the agency's Professional Advisory Group meeting minutes confirmed the Professional Advisory Group last met on 01/16/10. There was no documented evidence of Professional Advisory Group meeting minutes since 01/16/10.</p> <p>A review of the facility's undated Professional Advisory Board Policy and Procedure included the following:</p> <p>Policy: "A group of professional personnel shall be established. This group shall meet frequently, at least biannually."</p> <p>Special Instructions: "The governing body or administrator appoints a committee that must include at least one physician, one registered nurse and appropriate representative from other disciplines, community groups and consumers."</p> <p>The Professional Advisory Board meeting minutes will be maintained in writing and signed</p>	H141			

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H141	Continued From page 2 by the Administrator. Severity: 2 Scope: 3	H141		
H142	449.779 Professional Advisory Group 3. The advisory group shall meet at regular intervals, but at least once a year. Dated minutes must reflect an evaluation of overall agency performance, including the availability of services, the utilization of services and the quality of services. Recommendations must be forwarded to the governing body. This Regulation is not met as evidenced by: Based on interview and document review the agency failed to ensure the Professional Advisory Group met at regular intervals or at least once a year and maintained minutes of an evaluation of the agency's performance. On 04/28/11 at 11:00 AM an interview was conducted with the Administrator and Assistant Administrator of the agency who both acknowledged the Professional Advisory Group had not been meeting on a yearly or biannual basis and the last meeting of the group was held on 01/16/10. A review of the agency's Professional Advisory Group meeting minutes confirmed the Professional Advisory Group last met on 01/16/10. There was no documented evidence of Professional Advisory Group meeting minutes since 01/16/10. A review of the facility's undated Professional Advisory Board Policy and Procedure included the following: Policy: "A group of professional personnel shall	H142		

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H142	Continued From page 3 be established. This group shall meet frequently, at least biannually." The Professional Advisory Board meeting minutes will be maintained in writing and signed by the Administrator. Severity: 2 Scope: 3	H142			
H175	449.793 Evaluation by Governing Body 1. The governing body of an agency is responsible for providing for an evaluation of the agency once a year. The purpose of the evaluation is to audit, review policies and procedures, and recommend additions or changes and ensure that the policies and regulations are being met. This Regulation is not met as evidenced by: Based on interview and document review the governing body of the agency failed to provide an audit of the agency once a year to review policies and procedures and ensure regulations were met. On 04/28/11 at 11:00 AM an interview was conducted with the Administrator of the agency who acknowledged the governing body last met on 01/16/10 to conduct an audit of the agency. A review of the facility's governing body meeting minutes confirmed the last documented meeting of the governing body was held on 01/16/10. The Governing Body By Laws of the agency included the following: Meeting of Members Annual Meetings: "The annual meeting of the members of the agency shall be held on the	H175			

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H175	Continued From page 4 second Thursday in September each year, if not a legal holiday; and if a legal holiday, then within a two week period, for the purpose of electing directors and for the transaction of such business as may properly come before the members." "The affairs of the agency shall be managed and controlled by its Governing Body whose powers and responsibilities shall include, but shall not be limited to the following: A. To determine the agency's policies and objectives with respect to administrative, financial, and patient care matters." Scope: 3 Severity: 2	H175			
H180	449.793 Evaluation by Governing Body 6. The governing body shall provide for a quarterly review of 10 percent of the records of patients who have received services during the preceding 3 months in each services area. The members of the committee must include an administrative representative, a physician, a registered nurse and a clerk or librarian who keeps records. The clerk or librarian shall review the clinical records to ensure that they are complete, that all forms are properly filled out and that documentation complies with good medical practices. The committee shall determine whether the services have been provided to the patients in an adequate and appropriate manner by all levels of service. The committee shall record any deficiencies and make necessary recommendations to the administrator. If the branch offices are small, two or more offices may establish one committee to review cases from each area. Each subunit agency must establish a committee to review cases within its area.	H180			

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H180	<p>Continued From page 5</p> <p>Minutes of the committee's meetings must be documented and available for review. This Regulation is not met as evidenced by: Based on interview and document review the agency failed to have evidence of a committee established to conduct quarterly reviews of 10 percent of patient records on a quarterly basis for the years 2010 and 2011 and failed to have documented evidence of committee meeting minutes available for review.</p> <p>On 04/28/11 at 12:00 PM an interview was conducted with the Assistant Administrator /Quality Assurance Manager who acknowledged the agency did not have a committee established that included a physician and clerk that had conducted quarterly reviews of 10 percent of patient records for the second, third or forth quarter of 2010 or the first quarter of 2011. The Quality Assurance Manager reported the last completed patient chart review at the agency was for the first quarter of 2010. (01/01/10 to 03/31/10)</p> <p>The Quality Assurance Manager acknowledged the agency had no committee meeting minutes for any patient record reviews available for review.</p> <p>A document review revealed no documented evidence of an established committee who conducted quarterly review of patient records. There was no documented evidence of committee meeting minutes.</p> <p>The agency's undated Clinical Record Review Policy and Procedure included the following:</p> <p>Policy: "A clinical record review will be conducted to determine the extent to which agency staff</p>	H180			

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H180	<p>Continued From page 6</p> <p>complies with accepted professional standards and principals, federal and state regulations, and accreditation standards. This review will be completed by representatives of appropriate health care disciplines."</p> <p>Special Instructions: "The committee shall review a random sample of at least 10% of the agency client base, but not less than 10 records each quarter. The committee shall review a sampling of each service offered. A client receiving multiple services may be included in the sample of each service."</p> <p>"Regular minutes shall be kept of the committee's meetings, along with a summary of its activities. This shall include cases reviewed, diagnosis or category, reason for review, findings, recommendations, and actions taken. The meeting minutes, including attendance, will be retained and made available for the annual evaluation conducted by the Professional Advisory Board."</p> <p>Severity: 2 Scope: 3</p>	H180			

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